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**MAILED**

**MAR 23 2011**

**OFFICE OF PETITIONS**

In re Application of :  
Lukas P.P.P. Van Ginneken :  
Application No. 10/828,547 : DECISION ON PETITION  
Filed: April 19, 2004 :  
Attorney Docket No. SYNP 1006-0 :  
:

This is a decision on the renewed petition filed January 20, 2011, requesting under 37 CFR 1.182 that the acceptance of the terminal disclaimers filed April 13, 2009 be withdrawn.

The petition for withdrawal of terminal disclaimers is **DISMISSED**.

The petition filed July 6, 2010 requested the same relief requested in the instant petition. That petition was dismissed in a decision mailed October 19, 2010 on the basis that the examiner of record had indicated that at least one claim was still properly rejected under non-statutory double patenting and thus the terminal disclaimers were still required.

The application is now under non-final rejection and the examiner of record has indicated to the undersigned that the terminal disclaimers are still required to overcome non-statutory double patenting.

For the reason presented above, the renewed petition to withdraw the terminal disclaimers is **dismissed**.

The application is being referred to Technology Center Art Unit 2825 for further consideration on the merits in due course.

Telephone inquiries related to this decision should be addressed to the undersigned at (571) – 272-6842.



Carl Friedman  
Petitions Examiner  
Office of Petitions